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8 UNITED STATES DISTRICT COURT
9 NORTHERN DISTRICT OF CALIFORNIA

11 JOHN QUINTERO, No. C 08-4163 MHP
12 Plaintiff(s), ORDER
13 v. (Ninety-Day Condition)
14 FOSS MARITIME,
15 Defendant(s)

17 The parties hereto, by their counsel, having advised the Court that they have agreed to a
18 settlement of this action.

19 IT IS HEREBY ORDERED that this action is dismissed with prejudice; provided,
20 however, that if any party hereto shall certify to this Court, with a proof of service of a copy on
21 opposing counsel, within 90 days from the date hereof, that the agreed consideration for the
22 settlement has not been delivered over, this Order shall stand vacated, and the action shall be
23 restored to the calendar to be set for trial.

25 || Dated: 2/12/2010

MARILYN HALL PATEL
United States District Court Judge